

In the United States District Court  
For the Northern District of Mississippi

: Complaint :

**FILED**

OCT 21 2010

DAVID CREWS, CLERK  
By [Signature] Deputy

Stroud 107936  
(Last Name) (ID Number)

Jason Joaquin  
(First Name) (Middle Name)

1:10CV279-P-D

SMCI  
(Institution)

P.O. Box 1419, Leakesville, Ms. 39451  
(Address)

= Civil Action Number:

**V.**

Laddie Huffman

Bobby Randle

Andrew Cotton

Dr. Stanback

Treddis Anderson

Other Lawsuits Filed by Plaintiff

The Plaintiff must Fully complete the Following Questions  
Failure to do so MAY Result In Your Case being dismissed.

A. HAVE You EVER Filed Any other lawsuits in A court  
OF the United States? Yes ☒ NO ☐

B. If Your Answer to A is YES, complete the Following For each And EVERY Civil Action, Appeal Filed by You.

1. PARTIES to the Action: Richard Fewell,  
Paul Campbell, Michael Allen (Orzechy Parish, La.)

2. Court (If Federal Court, Name the district; If State Court, Name the county):  
U.S. District Court, Shreveport, La.

3. Docket Number: \_\_\_\_\_

4. Name of Judge to whom case was Assigned:  
\_\_\_\_\_

5. Disposition (For example: was the case dismissed? If so, what grounds? WAS IT APPEALED? Is It still Pending?): Case dismissed;  
(Voluntary dismissal)

### • PARTIES •

1. Name of Plaintiff: Jason Stroud Prison Number:  
107936 Address: P.O. Box 1419,  
Leakesville, ms. 39451

cont

II. DEFENDANT Laddie Huffman is employed  
 AS Sheriff AT Clay County  
Sheriff's Department.

Plaintiff:

Name:

Address:

Jason Stroud P.O. Box 1419, Leakesville, MS, 39451

Defendants:

Name:

Address:

|                         |   |
|-------------------------|---|
| <u>Bobby Randle</u>     | <u>P.O. Box 142, West Point, MS 39723</u> |
| <u>Andrew Cotton</u>    | <u>P.O. Box 142, West Point, MS 39723</u> |
| <u>Dr. Stanback</u>     | <u>P.O. Box 142, West Point, MS 39723</u> |
| <u>Treddis Anderson</u> | <u>P.O. Box 142, West Point, MS 39723</u> |

General Information:

- A. At the time of the Incident complained of in this complaint, were you incarcerated because you had been convicted of a crime? YES ☐ NO ☒
- B. Are you presently incarcerated for a parole or probation violation? YES ☐ NO ☒
- C. At the time of the Incident of in this complaint

WERE YOU AN INMATE OF THE MISSISSIPPI DEPARTMENT OF CORRECTIONS (MDOC)? YES ( ) NO (☒)

D. ARE YOU CURRENTLY AN INMATE OF THE MISSISSIPPI DEPARTMENT OF CORRECTIONS (MDOC)? YES (☒) NO ( )

E. HAVE YOU COMPLETED THE ADMINISTRATIVE REMEDY PROGRAM REGARDING THE CLAIMS PRESENTED IN THIS COMPLAINT? YES ( ) NO (☒) IF SO, STATE THE RESULTS OF THE PROCEDURE: complaint forms never answered at Clay County - N/A

F. IF YOU ARE NOT AN INMATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS (MDOC), ANSWER THE FOLLOWING QUESTIONS:

1. DID YOU PRESENT THE FACTS RELATING TO YOUR COMPLAINT TO THE ADMINISTRATIVE OR GRIEVANCE PROCEDURE IN YOUR INSTITUTION? YES (☒) NO ( )

2. STATE HOW YOUR CLAIMS WERE PRESENTED (WRITTEN REQUEST, VERBAL REQUEST, REQUEST FOR FORMS): complaint forms, medical forms, verbal

3. STATE THE DATE YOUR CLAIMS WERE PRESENTED: 1-10 through 5-10 (January through May of 2010)

4. STATE THE RESULT OF THE PROCEDURE: complaint forms never answered. No truth came from verbal requests.



STATEMENT OF CLAIM

Comes Now: Jason Stroud (HEREIN AFTER PLAINTIFF);  
 States In this Pursuant to 42 U.S.C. 1983. The  
 Infringement(s) of Plaintiff(s) (5<sup>th</sup>) Fifth And (8<sup>th</sup>) Eight  
 Amendment Rights) to the United States Constitution -  
 (5<sup>th</sup> 8 U.S.C.) ON MAY 14, 2009 AND MAY 19<sup>th</sup>, 2009.

Plaintiff(s) Personal Property WAS confiscated by  
 Andrew Cotton And Treddis Anderson both of  
 The (M.B.N) Mississippi - Bureau of - Narcotics.  
 Plaintiff(s) GPS And \$2,169 WAS confiscated with  
 out Proper Investigation from Cotton And Anderson.  
 When In fact the (5<sup>th</sup>) Fifth Amendment  
 Protects the Right to Citizens Properties. Nor  
 Shall Private Property be taken for Public Use,  
 without Just Compensation. Plaintiff HAS

In his possession copies of checks made  
 out to him from his Mother DARRIS DJEDJOS  
 who works at AW Canteen for the Military in Iraq.

Plaintiff(s) Mother Authorized A(\$1,500) check  
 on April 09, 2009 And Another check on MAY 09,  
 2009 worth(\$1,500) WAS Authorized, BY Plaintiff(s)  
 Mother from Montgomery's Bank IN

Cont.

Montgomery, Louisiana. These checks were authorized to Plaintiff for Attorney Fees, that of which Plaintiff had his Court Appearance in Columbus, MS of Lowndes County. On July 17, 2009

Plaintiff's Property was Issued out in sums to (M.B.W.) \$1,735.20 (Clay County, SO) \$433.80

Plaintiff have copies of Memorandum to Support such Plaintiff's Property was confiscated and Issued out (1) one year before. His Court

Appearance which was held July 21, 2010. The charge was dropped and retired to file. This

Infringes upon Plaintiff's Right to the (5<sup>th</sup>) Fifth Amendment of the U.S. Constitution for seizure of property without just compensation.

By the above stated facts "intra" and the outcome of the alleged charge of Plaintiff both Andrew Cotton and Treddis Anderson is in violation of infringing Plaintiff's (5<sup>th</sup>) Amendment Rights to the U.S. Const and is hereby liable to reimburse Plaintiff's confiscated property . . . . .

Plaintiff also brings upon a claim for Infringement of Plaintiff's (8<sup>th</sup>) Eight Amendment Rights to the U.S. Constitution (8, use), for deliberate indifference. deliberate indifference is also a standard for measuring the Adequacy of Prison officials - officials And their Response to Known Medical Needs of inmates And their System for Allowing inmates to Make their Needs Known. On JAN 6, 2010 Plaintiff stated in At least twenty (20) sick-call Request Made in CLAY County Jail, to DR. Stanback who is the physician there.

Plaintiff stated of his Illness, which is Ulcerative Colitis, And the Abdominal Pains And Bleedings From the Result of this illness Along with SEVERAL Flare-ups. DR. Stanback NEVER once Responds to Plaintiff's sick-call Request, which by DELAY OR denial of Access to Medical Attention violates Plaintiff's protected Rights.

Especially if it depends upon the Seriousness And urgency of the Medical Need. By this unexplained delay of hours And even months in treating A Serious injury States A Prima Facie Case of deliberate Indifference.



Sick calls must be conducted in a fashion that permits prisoners complaints to be evaluated in a professional manner. By the known deficiencies in this sick call system supports a finding of deliberate indifference. courts later accepts a written complaint system that requires all prisoners with non-routine complaints to be seen by a doctor within 24-hours. Prisoners who need a physician's direct attention must receive it. DR. Stanback neither answered the request made by plaintiff, nor saw plaintiff in the time appointed or beyond (challenge medical files at clay county jail). This itself infringes upon plaintiff's protected rights. Also Bobby Randle was the jail administrator in whom plaintiff made aware of his illness. After plaintiff couldn't get any relief from the doctor or his staff, plaintiff had no other means but to result to the jail admin Bobby Randle and the sheriff Laddie Huffman, who both didn't answer plaintiff's complaints made to them in written form.



And Plaintiffs Profile Sheet, which Also Made Both Huffman And Randle Aware of Plaintiffs Illness (challenge: clay counties Complaint Form Around Jan 6, 2010 And clay counties Profile on Plaintiff). Huffman And Randle Both Verbally After Several Weeks Informed Plaintiff that they feared that He was going to escape, that's An Arbitrary And Capricious Response to Plaintiffs Medical Need. Officials Are Not deliberately Indifferent when they Act in Reliance on the Judgment of Qualified Medical Personnel, But they may be deliberately indifferent if they fail to provide Adequate Medical Care, or if they maintain Policies that Interfere with Medical Attention. Therefore Sheriff Laddie Huffman And Bobby Randle Is Liable Because they both Knew of Plaintiff's Requests for Medical Treatment And that it was being Ignored. In some cases, A Failure to Act on Prior Complaints by inmates may be sufficient to support liability, But they may

MAY be held liable for Medical care deprivations  
If they fail to take steps to provide an Adequate  
Medical care system. The Policy need  
not be formal or written to serve as the  
basis for liability "Tacit Authorization"  
May be sufficient. From JAN 6, 2010 to  
Around MAY 15, 2010 Plaintiff suffered  
Pain from Abdominal bleeding and HARE-UPS  
from Results of the Negligence of DR. Stanback  
And the Invidious-deprivation of SHERIFF  
Huffman And Jail Administrator Bobby Randle.  
This period of (5) five months was so severe  
that finally the Administration had to take  
Plaintiff to West Point Hospital where  
he received Medical Attention (challenge  
Plaintiff's Medical File). Plaintiff was put on  
(30) thirty day prescription of LIALDA, But  
Jail Admin Refuse to pay for the other  
half. Causing Plaintiff to only receive an  
(15) day supply, that was inadequate in  
treating Plaintiff's illness, when in fact

The Eight(8<sup>th</sup>) Amendment Prohibits the UNNECESSARY And Wanton Infliction of PAIN. when In Fact Plaintiff was denied Adequate treatment to eliminate Pain And Suffering At Least temporarily. Further I SAYETH NOT--.

## RELIEF

Plaintiff contends that Relief; BY/through Court DECREE is REQUESTED in the FORM of the following;

- (1) That by the In Just Investigation By Both Andrew Cotton And Treddis Anderson That led to the Auctioning of Plaintiff(s) Property, which later Courts dropped, And Retired CHARGES. Plaintiff IS Entitled to Redress.
- (2) By the denial of Medical Attention From DR. Stanback, who NEVER ONCE Answered Plaintiff's Medical Request Plaintiff IS Entitled Redress.
- (3.) By the Sole Act of deprivation of Medical treatment by Sherriff Laddie (7)

HUTTMAN AND BOBBY RANDLE, AFTER BEING MADE AWARE OF PLAINTIFF'S ILLNESS IS LIABLE FOR THIS SAID ACTION AND PLAINTIFF IS ENTITLED REDRESS.

(4) PLAINTIFF IS BRINGING UPON SUIT IN PURSUANT TO 42 U.S.C. § 1983 TO ABOVE STATED DEFENDANTS IN THEIR INDIVIDUAL NAMES FOR BOTH PUNITIVE AND COMPENSATORY DAMAGES IN THE SUM OF ONE-MILLION DOLLARS AND ALSO ANYTHING ELSE THE JUDGE SEES JUST AND EQUITABLE. PLAINTIFF ALSO REQUEST A TRIAL IN FRONT OF A BLUE RIBBON JURY TO DETERMINE ELSE...  
FURTHER I SAYETH NOT...

SIGNED THIS 29th DAY OF September, 2010

JASON STROUD #107936  
AREA-2/A-1/Bed #112  
P.O. Box 1419  
LEAKSVILLE, MS 39451

I declare under penalty of perjury that foregoing IS TRUE AND CORRECT 9-29-10 JASON STROUD  
DATE: SIGNATURE OF PLAINTIFF